

**RESOLUTION NO. 12-002**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**RESOLUTION AWARDING PROFESSIONAL SERVICE  
CONTRACT FOR GENERAL SPECIAL COUNSEL**

**WHEREAS**, pursuant to § 4-32E of the Code of the Township of Middletown there exists a need to appoint an individual or law firm to serve as special counsel to the Township of Middletown to handle general litigation, transactions and other legal representation as may be needed; and

**WHEREAS**, while the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)) does not require competitive bidding for this position it was nevertheless advertised pursuant to the Fair and Open Process (N.J.S.A. 19:44A-20.5) with four bids having been received and considered for the position of General Special Counsel by the Township Committee based upon recommendations provided by the Township Administrator; and

**WHEREAS**, subject to the certification of availability of funds by the Chief Financial Officer, the law firm of Nelson Supko & Hanlon LLC, 830 Broad Street, Suite B, Shrewsbury, New Jersey 07702 has qualified and agreed to handle general litigation, transactions and other legal representation as needed for a flat fee of \$234,000 for 2012, exclusive of fees for witnesses, experts, filing fees, legal research, title work, or other reasonable approved expenses.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the law firm of Nelson Supko & Hanlon LLC is hereby awarded a professional service contract for the provision of legal services as General Special Counsel to the Township to handle general litigation, transactions and provide other legal representation as needed during 2012.

**BE IT FURTHER RESOLVED** that the Mayor and the Clerk are hereby authorized and directed to execute an Agreement for the provision of such professional services, a copy of which shall be maintained by the Clerk and advertised in the Township's official newspaper pursuant to law.